

1 **SECTION 1-08, PROSECUTION AND PROGRESS**

2 **May 28, 1996**

3 **1-08.3 Progress Schedule**

4 The first sentence of the second paragraph is revised to read:

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6 The Contractor shall submit 5 copies of the progress schedule (total working  
7 days) to the Engineer no later than 30 calendar days after the date the contract is  
8 executed.

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10 **1-08.5 Time for Completion**

11 Item number 2 in the seventh paragraph is supplemented with the following:

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13 The following documents must be received by the Project Engineer prior to  
14 establishing a completion date:

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- 16 a. Certified Payrolls (Federal-aid Projects),  
17 b. Material Acceptance Certification Documents  
18 c. Affidavits of Wages Paid,  
19 d. Affidavit of Amounts Paid DBE/MBE/WBE Participants,  
20 e. FHWA 47 (Federal-aid Projects, and  
21 f. Final Contract Voucher Certification.

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23 **1-08.8 Extensions of Time**

24 The following sentence is inserted after the first sentence of the first paragraph:

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26 The request shall be limited to the change in the critical path of the Contractor's  
27 schedule attributable to the change or event giving rise to the request.

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29 The following sentence is inserted after the second sentence of the first paragraph:

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31 The Contractor shall be responsible for showing on the progress schedule that the  
32 change or event: (1) had a specific impact on the critical path, and except in  
33 cases of concurrent delay, was the sole cause of such impact, and (2) could not  
34 have been avoided by resequencing of the work or other reasonable alternatives.

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36 **1-08.10(4) Arbitration of Disputes**

37 This section is revised to read:

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39 **1-08.10(4) Termination for Public Convenience**

40 After receipt of Termination for Public Convenience as provided in Section 1-  
41 08.10(2), the Contractor shall submit to the Contracting Agency a claim for costs  
42 associated with the termination in accordance with the procedures outlined in  
43 Section 1-09.11 and 1-09.12. The claim shall be submitted promptly but in no  
44 event later than 90 calendar days from the effective date of termination. The  
45 Contractor's claim for costs shall be priced in accordance with Section 1-09.4 and  
46 1-09.5. If the Contracting Agency and the Contractor cannot settle the claim, the  
47 matter will be resolved as outlined in Section 1-09.13.

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1 If the termination occurs because of the issuance of a restraining order a provided  
2 in Section 1-08.10(2), the procedure and pricing described above remain the  
3 same except that if the parties cannot reach agreement, the matter will be  
4 resolved through mandatory and binding arbitration as described in Section 1-  
5 09.13(3)A and B, regardless of the amount of the claim.